

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

COUNTY OF

DEUTSCHE BANK TRUST COMPANY AMERICAS IN ITS CAPACITY AS
SUCCESSOR INDENTURE TRUSTEE FOR CERTAIN SERIES OF
SENIOR NOTES, ET AL.,

Plaintiff(s)

against
ABU DHABI INVESTMENT AUTHORITY, ET AL.,

Defendant(s)

Index No. 11 CIV. 4522 (RJH)

AFFIDAVIT OF
SERVICE OF SUMMONSIN A CIVIL ACTION, FIRST AMENDED
COMPLAINT WITH EXHIBITS, ELECTRONIC CASE
FILING RULES & INSTRUCTIONS, INDIVIDUAL
PRACTICES OF JUDGE RICHARD J. HOLWELL

STATE OF NEW YORK, COUNTY OF NEW YORK

party herein, is over 18 years of age and resides at WHEATLEY HEIGHTS, NEW YORK

That on 9/1/11 at 1:37 P M., at 1221 6TH AVENUE, NEW YORK, NEW YORK

deponent served the within summons, and complaint MORGAN STANLEY S&P 500 INDEX FUND defendant therein named,
SEE ABOVE STATED DOCUMENTS C/O MORGAN STANLEY INVESTMENT ADVISORS, INC.INDIVIDUAL by delivering a true copy of each to said defendant personally; deponent knew the person so served to be the person described as
1. said defendant therein.CORPORATION a DOMESTIC corporation, by delivering therat a true copy of each to DANA BALACEK
2. personally, deponent knew said corporation so served to be the corporation described in said summons as said defendant and
knew said individual to be MANAGING AGENT thereof.SUITABLE AGE PERSON by delivering therat a true copy of each to a person of suitable age
3. and discretion. Said premises is defendant's—actual place of business—dwelling place—usual place of abode—within the state.AFFIXING TO DOOR, ETC. by affixing a true copy of each to the door of said premises, which is defendant's—actual place of business—dwelling place—
4. usual place of abode—within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age
and discretion therat, having called thereMAILING TO RESIDENCE USE WITH 3 OR 4 Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to
SA. defendant at defendant's last known residence, at and deposited

MAILING TO BUSINESS USE WITH 3 OR 4 said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State.

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly
addressed to defendant at defendant's actual place of business, atin an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore
the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the
communication was from an attorney or concerned an action against the defendant.DESCRIPTION USE WITH 1, 2, OR 3 Male White Skin Black Hair White Hair 14-20 Yrs. Under 5' Under 100 Lbs.
 Female Black Skin Brown Hair Balding 21-35 Yrs. 5'0"-5'3" 100-130 Lbs.
 Yellow Skin Blonde Hair Mustache 36-50 Yrs. 5'4"-5'8" 131-160 Lbs.
 Brown Skin Gray Hair Beard 51-65 Yrs. 5'9"-6'0" 161-200 Lbs.
 Red Skin Red Hair Glasses Over 65 Yrs. Over 6' Over 200 Lbs.

Other identifying features:

USE IN NYC CIVIL CT. The words "CONSUMER CREDIT TRANSACTION" were prominently displayed at the top of the summons(es) and the additional
legend was printed in not less than 12 point bold upper case type on the summons(es) pursuant to 22 NYCRR §208.6(d) and (f).MILITARY SERVICE I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any
capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The source of
my information and the grounds of my belief are the conversations and observations above narrated. Upon information and
belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either
the State or in the Federal statutes.Sworn to before me on
9/2/11Gabriela Galindo
Notary Public, State of New York
No. 01GA6187899
Qualified in Queens County
Commission Expires 6/02/2012PRINT NAME BENEATH SIGNATURE
RUSSELL WEBB

License No. 1216146

INSTRUCTIONS: Check appropriate boxes and fill in blanks. Delete inappropriate italicized language and military service allegation if not applicable.